

STATE OF CALIFORNIA  
FISH AND GAME COMMISSION  
INITIAL STATEMENT OF REASONS FOR REGULATORY ACTION  
(Pre-publication of Notice Statement)

Repeal subsection (b)(59) of Section 7.50  
Title 14, California Code of Regulations  
Re: Don Pedro Lake (Tuolumne Co.)

- I. Date of Initial Statement of Reasons: August 25, 2006
- II. Dates and Locations of Scheduled Hearings:
- (a) Notice Hearing: Date: August 4, 2006  
Location: Sacramento, CA
  - (b) Discussion Hearing: Date: October 6, 2006  
Location: San Diego, CA
  - (c) Discussion Hearing: Date: November 3, 2006  
Location: Redding, CA
  - (d) Adoption Hearing: Date: December 8, 2006  
Location: Santa Monica, CA
- III. Description of Regulatory Action:
- (a) Statement of Specific Purpose of Regulation Change and Factual Basis for Determining that Regulation Change is Reasonably Necessary:  
  
Current regulations close the Moccasin Creek Arm of Don Pedro Lake to fishing from October 16 through December 31 while the remainder of the lake is open to fishing all year. The Moccasin Creek restriction was implemented in 1984 at the request of the Department to protect adult inland salmon returning up Moccasin Creek from Don Pedro Lake to spawn. These adult salmon were used in the Department's experimental inland salmon brood-stock program. The rearing of salmon at Moccasin Creek Hatchery was terminated in 1985 and the release of salmon into the Moccasin Creek Arm is no longer being implemented. The current regulation closing the Moccasin Creek Arm to fishing during October 16 through December 31 is no longer necessary and this proposal recommends deleting the regulation.
  - (b) Authority and Reference Sections from Fish and Game Code for Regulation:  
  
Authority: Section(s) 200, 202, 205, 215, 220, and 315, Fish and Game Code.  
  
Reference: Section(s) 200, 205, 206, and 215, Fish and Game Code.
  - (c) Specific Technology or Equipment Required by Regulatory Change:  
  
None.
  - (d) Identification of Reports or Documents Supporting Regulation Change:  
  
None.

(e) Public Discussions of Proposed Regulations Prior to Notice Publication:

No public meetings are being held prior to the notice publication. The 45-day comment period provides adequate time for review of the proposed amendment.

IV. Description of Reasonable Alternatives to Regulatory Action:

(a) Alternatives to Regulation Change:

No alternatives were identified.

(b) No Change Alternative:

The current regulation is no longer necessary. Continued use of the current regulation unnecessarily restricts anglers from using a portion of Don Pedro Lake.

(c) Consideration of Alternatives:

In view of information currently possessed, no reasonable alternative considered would be more effective in carrying out the purposes for which the regulation is proposed or would be as effective and less burdensome to the affected private persons than the proposed regulation.

V. Mitigation Measures Required by Regulatory Action:

The proposed regulatory action will have no negative impact on the environment; therefore, no mitigation measures are needed.

VI. Impact of Regulatory Action:

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

(a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed regulations increase fishing opportunities.

(b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California:

None.

(c) Cost Impacts on a Representative Private Person or Business:

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:  
None.
- (e) Nondiscretionary Costs/Savings to Local Agencies:  
None.
- (f) Programs Mandated on Local Agencies or School Districts:  
None.
- (g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4:  
None.
- (h) Effect on Housing Costs:  
None.

### Informative Digest/Policy Statement Overview

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